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In re Application of :
JEONG et al. :
U.S. Application No. 10/560,920 :
PCT No.: PCT/KR03/01813 :
Int. Filing Date: 04 September 2003 :
Priority Date: 23 June 2003 :
Attorney Docket No.: GUA-0014 :
For: MEMORY CIRCUIT FOR DISPLAY
PANEL DRIVING AND DRIVING
METHOD THEREOF

DECISION ON REQUEST

This decision is issued in response to applicants' "Response to Decision on Request to Correct Inventorship Pursuant to 37 CFR 1.48(a)" filed 10 April 2007, which is being treated as a Request under 37 CFR 1.497(d).

BACKGROUND

On 04 September 2003, applicants filed international application no. PCT/KR03/01813 which claimed a priority date of 23 June 2003. The international application named Seong-Ik Jeong as an applicant/inventor. Pursuant to 37 CFR 1.495, the deadline for payment of the basic national fee in the United States was to expire 30 months from the priority date, 23 December 2005.

On 14 December 2005, applicants filed a transmittal letter for entry into the national stage accompanied by, *inter alia*, the requisite basic national fee; a copy of the international application; an assignment; a declaration executed by Seong-Ik Jeong; a preliminary amendment; and a "Request to Correct Inventorship Pursuant to 37 CFR 1.48(a)." In a Decision on Request dated 06 February 2007, applicants' request under 37 CFR 1.497(d) was dismissed without prejudice.

On 10 April 2007, applicants filed "Response to Decision on Request to Correct Inventorship Pursuant to 37 CFR 1.48(a)."

DISCUSSION

As defined in 37 CFR 1.9(a)(3), a U.S. national stage application must first comply with the requirements of 35 U.S.C. 371(c) to constitute a "nonprovisional" application, therefore, applicants' request will be treated under 37 CFR 1.497(d). The present submission seeks to correct the inventorship so as to add inventor Jae Woon Kim to the application. Where, as here, the inventorship in the national stage declaration is not consistent with the inventorship in the international application, applicants must correct the inventorship pursuant to 37 CFR 1.497(d), which states the following:

(d) If the oath or declaration filed pursuant to 35 U.S.C. 371(c)(4) and this section names an inventive entity different from the inventive entity set forth in the international application, the oath or declaration must be accompanied by:

(1) A statement from each person being added as an inventor and from each person being deleted as an inventor that any error in inventorship in the international application occurred without deceptive intention on his or her part;

(2) The processing fee set forth in § 1.17; and

(3) If an assignment has been executed by any of the original named inventors, the written consent of the assignees (see § 3.73(b) of this chapter).

(4) any new oath or declaration required by paragraph (f) of this subsection.

Applicants have satisfied items (1); (2); (3) and (4).

CONCLUSION

The renewed request under 37 CFR 1.497(d) is **GRANTED**.

A review of the application papers reveals that applicants have completed all the requirements of 35 U.S.C. 371 for entry into the national stage.

This application will be given an international application filing date of 04 September 2003 and a date of 10 April 2007 under 35 U.S.C. 371.

The application is being returned to the United States Designated/Elected Office for further processing in accordance with this decision.

A handwritten signature in black ink, appearing to read "Anthony Smith". The signature is fluid and cursive, with the first name and last name clearly distinguishable.

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